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June 8, 2016

VIA EMAIL AND U.S. MAIL

Lori Cora
U.S. Environmental Protection Agency, Region 10
Office of Regional Counsel
1200 Sixth Avenue, Suite 1100
Seattle, WA 98101
cora.lori@epa.gov

**Re: Portland Harbor Superfund Site
Request for Extension of Public Comment Period for the Proposed Plan**

Dear Ms. Cora:

Legacy Site Services LLC ("LSS"), agent for Arkema Inc., understands that the United States Environmental Protection Agency ("EPA") has set a 60-day public comment period for the Proposed Plan for the Portland Harbor Superfund Site (the "Site"). For the reasons stated below, LSS believes that a 60-day period is inadequate to meet the purposes of the public comment process. Therefore, LSS requests that the period be extended to 120 days to allow for more meaningful public participation.

After many years of work, the Portland Harbor Proposed Plan presents the EPA's recommendation for addressing sediment contamination, summarizes voluminous amounts of data, analyzes the remedial alternatives, and explains the EPA's selected Preferred Alternative for the Site. The public comment process on the Proposed Plan will constitute the first opportunity for numerous interested parties to provide input on a remedy that will affect Portland for many years. Since Arkema has been a member of the Lower Willamette Group ("LWG") from the start, LSS has a significant interest in ensuring that all interested parties have the opportunity to provide informed comments on the Proposed Plan.

Public participation is an important part of the CERCLA process, and community acceptance is a critical goal of successful remedy selection. CERCLA Section 117(a) requires that, before adoption of any proposed plan, EPA shall "[p]rovide a reasonable opportunity for submission of written and oral comments" The regulations stress that EPA must provide a reasonable opportunity for submission of written and oral comments on a proposed plan and the supporting analysis and information. *See* 40 C.F.R. § 300.430(f)(3)(i). The regulations further state that EPA will extend the comment period by a minimum of 30 additional days, upon request. *Id.* Given the significance of the public participation process, EPA has extended the public comment period at

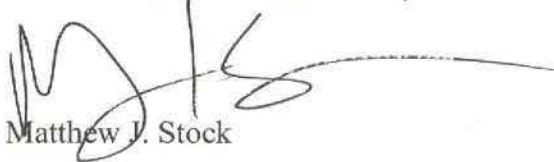
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many other Superfund sites. For example, the EPA provided a 105-day public comment period for the proposed plan at the Lower Duwamish Superfund Site (which had a much smaller administrative record than that of Portland Harbor), and a 120-day public comment period for the proposed plan at the Lower Passaic Superfund Site.

Given the intricacies of the Site, as well as the large volume of documents and complex technical analyses required to understand the Proposed Plan, LSS does not believe that a 60-day public comment period is adequate. We understand that similar concerns have been raised by other parties, including the Portland Harbor Community Advisory Group, which requested "significantly longer than 60 days" to comment on the Proposed Plan. LSS shares these concerns and joins with other interested parties in seeking additional time for the public comment period.

Sincerely,

JOYCE ZIKER PARKINSON, PLLC

A handwritten signature in black ink, appearing to read 'MJS', with a long horizontal flourish extending to the right.

Matthew J. Stock

cc: LSS